

# HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB- COMMITTEE AGENDA



Thursday 29<sup>th</sup> January 2009

at 2.00 pm

in Committee Room A,  
Civic Centre, Hartlepool

MEMBERS: HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING  
SUB-COMMITTEE:

Councillors Atkinson, R Cook, Fleet, Griffin and London

1. **APOLOGIES FOR ABSENCE**
2. **TO RECEIVE ANY DECLARATIONS OF INTEREST BY MEMBERS**
3. **MINUTES**
  - 3.1 To confirm the minutes of the meeting held on 10<sup>th</sup> June 2008 (*attached*)
  - 3.2 To confirm the minutes of the meeting held on 9<sup>th</sup> October 2008 (*attached*)
4. **ITEMS FOR INFORMATION**

No items
5. **ANY OTHER ITEMS THE CHAIR CONSIDERS ARE URGENT**

## EXEMPT ITEMS

Under Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information as defined in the paragraphs referred to below of Part 1 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) Act 1985

**6. ITEMS FOR DECISION**

- 6.1 Hackney Carriage Drivers Licence NB – *Head of Procurement, Property and Public Protection* (Para 3)
- 6.2 Hackney Carriage Drivers Licence JEM – *Head of Procurement, Property and Public Protection* (Para 3)
- 6.3 Private Hire Drivers Licence KMMc – *Head of Procurement, Property and Public Protection* (Para 3)
- 6.4 Private Hire Drivers Licence GR – *Head of Procurement, Property and Public Protection* (Para 3)
- 6.5 Hackney Carriage Drivers Licence RB – *Head of Procurement, Property and Public Protection* (Para 3)

**7. ANY OTHER CONFIDENTIAL ITEMS WHICH THE CHAIR CONSIDERS ARE URGENT**



## LICENSING COMMITTEE

### **Procedure For Contentious Matters Relating To Hackney Carriage/Private Hire Licensing Sub Committee**

The hearing will be in private and not open to the press or members of the public. The applicant/appellant will be entitled to be represented by a solicitor or other person.

In advance of the commencement of the meeting (or consideration of an individual case) the Democratic Services Officer shall establish the identity of those present, who they represent and who intends, or wishes, to speak. The officer should also if possible, outline the procedure to the representatives before the meeting commences.

1. Chairman's opening comments.
2. The Democratic Services Officer representative will indicate which parties are present at the meeting and will briefly outline the procedure (if not already done).
3. The Head of Public Protection and Housing (or his representative) will outline the facts, adding any additional information as is necessary.
4. Members of the Committee will have an opportunity to ask any questions of the officer.
5. The Head of Public Protection and Housing (or his nominated representative) will call any further witnesses or persons (including a Police Officer) to comment. Members will again have the opportunity to ask questions.
6. The applicant/appellant (or representative) will then put his/her case.
7. Members of the Committee will have an opportunity to ask any questions of the applicant/appellant.
8. The applicant/appellant (or nominated representative) may call further witnesses or persons to comment. Members will again have the opportunity to ask questions.
9. All persons other than Committee members will then withdraw whilst the matter is considered and a decision reached.
10. Should members require further information at stage, all parties are to be invited to return.
11. All parties will be recalled to hear the decision of the members.

12. Should the decision go against the applicant/appellant, he/she will be informed verbally of the right of appeal to the Magistrates Court.
13. The decision will then be communicated to the applicant/appellant in writing as soon as practicable together with details of the right of appeal to the Magistrates Court within 21 days.

### **NOTES**

Members of the Committee should ask only specific relevant questions and avoid debating the issue until all parties have withdrawn.

Only members present during the whole of the hearing should be involved in the decision making process.

An application for adjournment should be granted by the Chairperson at any time during the proceedings, if it is felt that the applicant/appellant is not receiving a fair hearing.

### **NO CROSS EXAMINATION IS TO TAKE PLACE AT THE MEETING.**

Each party is to be allowed to make representation to the Members without interruption.

# **HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB-COMMITTEE**

## **MINUTES AND DECISION RECORD**

**10 June 2008**

The meeting commenced at 10.00 a.m. in the Avondale Centre, Dyke House School, Hartlepool

**Present:**

Councillors Atkinson, Brash, R W Cook (Chair), Fleet, and G Lilley

Officers: Ian Harrison, Principal Licensing Officer  
Richard Smith, Locum Solicitor  
Teresa Devito, Safeguarding Manager, Children's Services  
Sarah Bird, Democratic Services Officer

Also Present, Sergeant Chris Dawber, Cleveland Police

### **1. Apologies for Absence**

Apologies were received from Councillors Sheila Griffin and George Morris.

### **2. Declarations of Interest by Members**

None

### **3. Confirmation of the minutes of the meeting held on 17 March 2008**

The minutes of the meeting held on 17<sup>th</sup> March 2008 were confirmed as a true record.

### **4. Local Government (Access to Information) Act 1985**

Under Section 100(A)(4) of the Local Government Act 1972, the press and

public be excluded from the meeting for the following items of business on the grounds that it involves the likely discussion of exempt information as defined in the paragraph 3 of Part 1 Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information)(Variation) Order 2006 namely information relating to the financial or business affairs of any particular person (including the authority holding that information).

Minute 5 – Hackney Carriage Driver’s Licence – MAC (Para 3)

Minute 6 - Private Hire Driver’s Licence – WM (Para 3)

Minute 7 – Private Hire Driver’s Licence – MAC (Para 3)

Minute 8 – Hackney Carriage Driver’s Licence – AM (Para 3)

## **5. Hackney Carriage Driver’s Licence – WM** *(Principal Licensing Officer)*

(Para 3) – This item contains exempt information under schedule 12A of the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006) namely information relating to the financial or business affairs of any particular person (including the authority holding that information).

### **Purpose of Report**

To consider whether a current Hackney Carriage Driver’s licence should be revoked.

### **Decision**

The decision is set out in the exempt section of the minutes

## **6. Private Hire Driver’s Licence – SSM** *(Principal Licensing Officer)*

(Para 3) – This item contains exempt information under schedule 12A of the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006) namely information relating to the financial or business affairs of any particular person (including the authority holding that information).

### **Purpose of Report**

To consider an application for a Private Hire Driver’s Licence

**Decision**

The application was rejected.

*Councillor Brash left the meeting at 11.45 am.*

**7. Private Hire Driver's Licence – MAC** *(Principal Licensing Officer)*

(Para 3) – This item contains exempt information under schedule 12A of the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006) namely information relating to the financial or business affairs of any particular person (including the authority holding that information).

**Purpose of Report**

To consider an application for a Private Hire Driver's Licence

**Decision**

The application was granted.

**8. Hackney Carriage Driver's Licence – AM** *(Principal Licensing Officer)*

(Para 3) – This item contains exempt information under schedule 12A of the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006) namely information relating to the financial or business affairs of any particular person (including the authority holding that information).

**Purpose of Report**

To consider an application for a Hackney Carriage Driver's Licence

**Decision**

The application was rejected

The meeting concluded at 12.22 pm.

CHAIRMAN

# **HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB-COMMITTEE**

## **MINUTES AND DECISION RECORD**

9<sup>th</sup> October 2008

The meeting commenced at 2.00 pm. in the Civic Centre, Hartlepool

### **Present:**

Councillor Rob Cook (in the Chair)

Councillors Reuben Atkinson, Mary Fleet and Frances London

Also Present in accordance with Council Procedure Rule 4.2

Councillor Gerard Hall as substitute for Councillor Sheila Griffin

Officers: Ian Harrison, Principal Licensing Officer  
Tony MacNab, Solicitor  
Jo Wilson, Democratic Services Officer

### **23. Apologies for Absence**

Apologies were received from Councillor Sheila Griffin.

### **24. Declarations of Interest by Members**

None

### **25. Confirmation of the minutes of the meeting held on 14 December 2007**

Confirmed

### **26. Local Government (Access to Information) Act 1985**

Under section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information as defined in the paragraph 3 of Part 1 Schedule 12A of the Local Government



Act 1972 as amended by the Local Government (Access to Information) (Variation) Order 2006 namely information relating to the financial or business affairs of any particular person (including the authority holding that information).

Minute 27 – Private Hire Driver - KH (para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

Minute 28 – Hackney Carriage / Private Hire Drivers Licence AJH (para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

Minute 29 – Private Hire Driver's Licence - DD (para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

Minute 30 – Private Hire Drivers Licence - IJR (para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

Minute 31 – Private Hire Drivers Licence - CT (para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

Minute 32 – Hackney Carriage Drivers Licence – MAC (para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

## **27. Private Hire Driver– KH** (*Head of Procurement, Property and Public Protection*)

### **Purpose of Report**

To consider what action, if any, should be taken against licensed Private Hire Driver KH.

### **Decision**

The decision is set out in the exempt section of the minutes

**28. Hackney Carriage / Private Hire Driver's Licence – AJH**  
*(Head of Procurement, Property and Public Protection)*

**Purpose of Report**

To consider what action, if any, should be taken against licensed driver AJH.

**Decision**

The decision is set out in the exempt section of the minutes

**29. Private Hire Driver's Licence – DD** *(Head of Procurement, Property and Public Protection)*

**Purpose of Report**

To consider what action, if any, should be taken against licensed private hire driver DD.

**Decision**

The decision is set out in the exempt section of the minutes.

**30. Private Hire Drivers Licence – IJR** *(Head of Procurement, Property and Public Protection)*

**Purpose of Report**

To consider an application for a Private Hire Drivers Licence by IJR.

**Decision**

The application was granted.

**31. Private Hire Drivers Licence - CT** *(Head of Procurement, Property and Public Protection)*

**Purpose of Report**

To consider an application for a Private Hire Drivers Licence by CT

**Decision**

The application was granted.

**32. Hackney Carriage Drivers Licence - MAC** *(Head of Procurement, Property and Public Protection)*

**Purpose of Report**

To consider what action, if any, should be taken against licensed Hackney Carriage driver MAC.

**Decision**

That the decision be deferred to a future meeting of the Committee.

The meeting concluded at 16.20 pm

ROB COOK  
CHAIR